IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH

C.R.No.6251 of 2006

DATE OF ORDER:18.1.2007

Rohtash

...Petitioner(s)

Versus

Daya Singh

....Respondent(s)

CORUM : HON'BLE MR. JUSTICE M.M. AGGARWAL

.*.*.*.

Present: Mr. S.S. Ghanghas, Advocate.

Mr. K.S. Malik, Advocate.

M.M. AGGARWAL,J

This is petition against order dated 21.9.2006 passed by Civil Judge(Jr.Divn.), Panipat whereby application of the respondent for additional evidence was allowed.

On behalf of the petitioner-defendant, it is argued that case of the plaintiff was originally closed by order and that order closing the evidence was not challenged and now the respondent had no right to lead additional evidence. Counsel for the petitioner has relied on a judgment of this Court reported in Bhim Raj v. Jai Bhagwan, 2000(3) RCR (Civil) 16.

On behalf of the respondent, it is argued that only copy of

jamabandi and Aks sizra are to be led in evidence without any further formal proof.

In the facts and circumstances of the case, trial Court was right in allowing the application.

No merit. Dismissed.

January 18, 2007 (M.M. AGGARWAL)
manoj JUDGE